



AGENDA
CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING
COMMITTEE MEETING
WEDNESDAY, JULY 18, 2018
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
10:00 AM

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT**
- 4. APPROVAL OF MINUTES FROM THE JUNE 20, 2018 MEETING**
- 5. MATTERS REFERRED TO COMMITTEE**
 - a) R2018-0135: A Resolution authorizing a revenue generating Utility Agreement with Village of Walton Hills for maintenance and repair of storm sewers and sanitary sewers located in County Sewer District No. 20; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
 - b) R2018-0136: A Resolution authorizing a Construction Agreement with CSX Transportation, Inc. in the amount not-to-exceed \$842,443.00 for construction of Stage 1 of the Towpath Trail Extension from Harvard Avenue Trailhead to Steelyard Commons in the City of Cleveland and Village of Cuyahoga Heights; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

- c) R2018-0137: A Resolution authorizing a First Amendment to a revenue generating lease agreement with The Arc of Greater Cleveland for lease of office space at William Patrick Day Services Center, located at 2421 Community College Avenue, Cleveland, for the period 7/1/2015 - 6/30/2018 to extend the time period to 12/31/2019 and for an additional lease amount of \$1.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

- d) R2018-0144: A Resolution authorizing an agreement with Northeast Ohio Regional Sewer District in the amount not-to-exceed \$1,100,000.00 for disposal of wastewater sewer grit for the period 6/1/2018 - 5/31/2020, and declaring the necessity that this Resolution become immediately effective.

- e) R2018-0145: A Resolution authorizing an amendment to Contract No. CE1700054-01 with Union Industrial Contractors, Inc. for rehabilitation of Highland Road Bridge Nos. 156 nka 00.13, 157 nka 00.31, 158 nka 00.54 and 226 nka 00.64 over Euclid Creek in the City of Euclid for additional funds in the amount not-to-exceed \$663,367.35; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$7.50 License Tax Funds in said amount to fund said amendment; and declaring the necessity that this Resolution become immediately effective.

6. MISCELLANEOUS BUSINESS

7. ADJOURNMENT

**Complimentary parking for the public is available in the attached garage at 900 Prospect. A skywalk extends from the garage to provide additional entry to the Council Chambers from the 5th floor parking level of the garage. Please see the Clerk to obtain a complimentary parking pass.*

***Council Chambers is equipped with a hearing assistance system. If needed, please see the Clerk to obtain a receiver.*



MINUTES

CUYAHOGA COUNTY PUBLIC WORKS, PROCUREMENT & CONTRACTING
COMMITTEE MEETING
WEDNESDAY, JUNE 20, 2018
CUYAHOGA COUNTY ADMINISTRATIVE HEADQUARTERS
C. ELLEN CONNALLY COUNCIL CHAMBERS – 4TH FLOOR
10:00 AM

1. CALL TO ORDER

Chairman Tuma called the meeting to order at 10:04 a.m.

2. ROLL CALL

Mr. Tuma asked Deputy Clerk Carter to call the roll. Committee members Tuma, Miller, Conwell, Schron and Baker were in attendance and a quorum was determined.

3. PUBLIC COMMENT

There were no public comments given.

4. APPROVAL OF MINUTES FROM THE MAY 23, 2018 MEETING

A motion was made by Mr. Miller, seconded by Ms. Conwell and approved by unanimous vote to approve the minutes of the May 23, 2018 meeting.

5. MATTERS REFERRED TO COMMITTEE

- a) R2018-0114: A Resolution authorizing an amendment to a revenue generating lease agreement with Eaton Corporation for lease of land and a hangar facility located at 26340 Curtiss Wright Parkway, Richmond Heights, for the period 6/1/2003 - 5/31/2018 to exercise an option to extend the time period to 5/31/2023 and to change the terms, effective 6/1/2018; authorizing the County Executive to execute

the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Mr. John Myers, Real Estate Manager, addressed the Committee regarding Resolution No. R2018-0114. Discussion ensued.

Committee members asked questions of Mr. Myers pertaining to the item, which he answered accordingly.

Mr. Tuma introduced a proposed substitute to Resolution No. R2018-0114. Discussion ensued.

A motion was then made by Mr. Miller, seconded by Mr. Schron and approved by unanimous vote to accept the proposed substitute.

On a motion by Mr. Tuma with a second by Mr. Schron, Resolution No. R2018-0114 was considered approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of the rules, as substituted.

- b) R2018-0115: A Resolution authorizing an amendment to Contract No. CE1700088-01 with Level 3 Communications, LLC for lease of parking spaces located at 4000 Euclid Avenue, Cleveland, for the period 4/1/2017 - 6/30/2018, to extend the time period to 6/30/2023, to change the terms, effective 7/1/2018, and for additional funds in the amount not-to-exceed \$150,000.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Mr. Myers addressed the Committee regarding Resolution No. R2018-0115. Discussion ensued.

Committee members asked questions of Mr. Myers pertaining to the item, which he answered accordingly.

On a motion by Mr. Tuma with a second by Mr. Schron, Resolution No. R2018-0115 was considered approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of the rules.

- c) R2018-0116: A Resolution declaring that public convenience and welfare requires emergency repair of Bagley Road Culvert C-07.26 over Lake Abrams Ditch in the City of Middleburg Heights; total estimated project cost \$420,000.00; finding that special assessments will neither be levied nor collected to pay for any part of the County's costs of said

improvement; authorizing the County Executive to enter into an agreement of cooperation with said municipality in connection with said project; and declaring the necessity that this Resolution become immediately effective.

Ms. Nichole English, Transportation Planning Engineer, addressed the Committee regarding Resolution No. R2018-0116. Discussion ensued.

Committee members asked questions of Ms. English pertaining to the item, which she answered accordingly.

On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2018-0116 was considered approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of the rules.

- d) R2018-0126: A Resolution authorizing a Second Amendment to Lease and Right of First Refusal with Board of Park Commissioners of the Cleveland Metropolitan Park District for County-owned property located on the Flats East and West Banks, for a term of 99 years, to add a portion of Permanent Parcel No. 003-15-001 located at the southwest corner of Main Avenue and Mulberry Street intersection underneath the Main Avenue Bridge in the City of Cleveland; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

Ms. English addressed the Committee regarding Resolution No. R2018-0126. Discussion ensued.

Committee members asked questions of Ms. English pertaining to the item, which she answered accordingly.

On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2018-0126 was considered approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of the rules.

Ms. Conwell requested to have her name added as a co-sponsor to Resolution No. R2018-0126.

- e) R2018-0127: A Resolution approving Right-of-Way plans as set forth in Plat No. M-5031 for reconstruction and widening of Sprague Road – Phase 1 from Webster Road to West 130th Street in the Cities of Middleburg Heights and Strongsville; authorizing the County Executive through the Department of Public Works to acquire said necessary Rights-of-Way; finding that special assessments will neither be levied

nor collected to pay for any part of the County's costs of said improvement; and declaring the necessity that this Resolution become immediately effective.

Ms. English addressed the Committee regarding Resolution No. R2018-0127. Discussion ensued.

Committee members asked questions of Ms. English pertaining to the item, which she answered accordingly.

A motion was then made by Ms. Conwell, seconded by Mr. Tuma and approved by unanimous vote to amend Resolution No. R2018-0127 by deleting "22% from Issue I Funds and 78% County Road and Bridge Funds" and inserting "50% from Issue I Funds, 25% County Road and Bridge Funds, 12.5% from the City of Middleburg Heights and 12.5% from the City of Strongsville" in the sixth Whereas clause.

On a motion by Mr. Tuma with a second by Ms. Conwell, Resolution No. R2018-0127 was considered approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of the rules, as amended.

- f) R2018-0128: A Resolution making an award on RQ42711 to DiGioia-Suburban Excavating, LLC in the amount not-to-exceed \$14,658,155.85 for reconstruction with additional turning lanes of Royalton Road from West 130th Street to York Road in the City of North Royalton; authorizing the County Executive to execute the contract and all other documents consistent with said award and this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$7.50 License Tax Funds in the amount of \$331,059.36 to fund a portion of said contract; and declaring the necessity that this Resolution become immediately effective.

Ms. English addressed the Committee regarding Resolution No. R2018-0128. Discussion ensued.

Committee members asked questions of Ms. English pertaining to the item, which she answered accordingly.

On a motion by Mr. Tuma with a second by Mr. Schron, Resolution No. R2018-0128 was considered approved by unanimous vote to be referred to the full Council agenda with a recommendation for passage under second reading suspension of the rules.

6. MISCELLANEOUS BUSINESS

There was no miscellaneous business.

7. ADJOURNMENT

With no further business to discuss and on a motion by Mr. Tuma with a second by Mr. Miller, the meeting was adjourned at 10:35 a.m., without objection.

County Council of Cuyahoga County, Ohio

Resolution No. R2018-0135

Sponsored by: County Executive Budish/Department of Public Works	A Resolution authorizing a revenue generating Utility Agreement with Village of Walton Hills for maintenance and repair of storm sewers and sanitary sewers located in County Sewer District No. 20; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works has recommended authorizing a revenue generating Utility Agreement with Village of Walton Hills for maintenance and repair of storm sewers and sanitary sewers located in County Sewer District No. 20; and

WHEREAS, the Village of Walton Hills desires to retain Cuyahoga County to perform certain services for the Village to aid with the maintenance and repair of storm and sanitary sewers located in Sewer District No. 20; and

WHEREAS, pursuant to R.C. §307.15, a county may contract with any municipal corporation to render any service, on behalf of the municipal corporation; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical sewer maintenance and repair services can be provided by Cuyahoga County for the City of East Cleveland's sewer system.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. The Cuyahoga County Council hereby authorizes a revenue generating Utility Agreement with Village of Walton Hills for maintenance and repair of storm sewers and sanitary sewers located in County Sewer District No. 20.

SECTION 2. That the County Executive is authorized to execute the agreement and all other documents consistent with this Resolution.

County Council of Cuyahoga County, Ohio

Resolution No. R2018-0136

Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer	A Resolution authorizing a Construction Agreement with CSX Transportation, Inc. in the amount not-to-exceed \$842,443.00 for construction of Stage 1 of the Towpath Trail Extension from Harvard Avenue Trailhead to Steelyard Commons in the City of Cleveland and Village of Cuyahoga Heights; authorizing the County Executive to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended a Construction Agreement with CSX Transportation, Inc. in the amount not-to-exceed \$842,443.00 for construction of Stage 1 of the Towpath Trail Extension from Harvard Avenue Trailhead to Steelyard Commons in the City of Cleveland and Village of Cuyahoga Heights; and

WHEREAS, the primary purpose of this project is construction of the Towpath Trail project, Stage 1, from Harvard Avenue Trailhead to Steelyard Commons in the City of Cleveland and the Village of Cuyahoga Heights, located in Council Districts 8 and 12; and

WHEREAS, the anticipated start-completion dates are July 1, 2018 to December 31, 2019; and

WHEREAS, the project is funded as follows: (a) 80% Federal funds and (b) 20% City of Cleveland; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby authorizes a Construction Agreement with CSX Transportation, Inc. in the amount not-to-exceed \$842,443.00 for construction of Stage 1 of the Towpath Trail Extension from Harvard Avenue Trailhead to Steelyard Commons in the City of Cleveland and Village of Cuyahoga Heights.

SECTION 2. That the County Executive is authorized to execute the agreement and all other documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: June 26, 2018

Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 2018

County Council of Cuyahoga County, Ohio

Resolution No. R2018-0137

<p>Sponsored by: County Executive Budish on behalf of Cuyahoga County Board of Developmental Disabilities</p>	<p>A Resolution authorizing a First Amendment to a revenue generating lease agreement with The Arc of Greater Cleveland for lease of office space at William Patrick Day Services Center, located at 2421 Community College Avenue, Cleveland, for the period 7/1/2015 - 6/30/2018 to extend the time period to 12/31/2019 and for an additional lease amount of \$1.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive on behalf of Cuyahoga County Board of Developmental Disabilities (“CCBDD”) has recommended a First Amendment to a revenue generating lease agreement with The Arc of Greater Cleveland (“Arc”) for lease of office space at William Patrick Day Services Center, located at 2421 Community College Avenue, Cleveland, for the period 7/1/2015 - 6/30/2018 to extend the time period to 12/31/2019 and to increase the lease amount by \$1.00; and

WHEREAS, the primary goal of the lease is for the CCBDD to assist Arc with its mission to empower persons affected by intellectual and developmental disabilities through advocacy, education, and the promotion of activities that improve the quality of life for those individuals; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby authorizes a First Amendment to a revenue generating lease agreement with The Arc of Greater Cleveland for lease of office space at William Patrick Day Services Center, located at 2421 Community College Avenue, Cleveland, for the period 7/1/2015 - 6/30/2018 to extend the time period to 12/31/2019 and for an additional lease amount of \$1.00.

Journal _____
_____, 20__

County Council of Cuyahoga County, Ohio

Resolution No. R2018-0144

Sponsored by: County Executive Budish/Department of Public Works	A Resolution authorizing an agreement with Northeast Ohio Regional Sewer District in the amount not-to-exceed \$1,100,000.00 for disposal of wastewater sewer grit for the period 6/1/2018 - 5/31/2020, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the County Executive/Department of Public Works recommended an agreement with Northeast Ohio Regional Sewer District in the amount not-to-exceed \$1,100,000.00 for disposal of wastewater sewer grit for the period 6/1/2018 - 5/31/2020; and

WHEREAS, the primary goal of this project is disposal of sewer wastewater grit at a certified disposal site; and

WHEREAS, this project is funded 100% by the Sanitary Sewer Fund; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operations of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby authorizes an agreement with Northeast Ohio Regional Sewer District in the amount not-to-exceed \$1,100,000.00 for disposal of wastewater sewer grit for the period 6/1/2018 - 5/31/2020.

SECTION 2. That the County Executive is authorized to execute the agreement and all other documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the

expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

_____	_____
County Council President	Date

_____	_____
County Executive	Date

_____	_____
Clerk of Council	Date

First Reading/Referred to Committee: July 10, 2018
 Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
 _____, 2018

County Council of Cuyahoga County, Ohio

Resolution No. R2018-0145

<p>Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer</p>	<p>A Resolution authorizing an amendment to Contract No. CE1700054-01 with Union Industrial Contractors, Inc. for rehabilitation of Highland Road Bridge Nos. 156 nka 00.13, 157 nka 00.31, 158 nka 00.54 and 226 nka 00.64 over Euclid Creek in the City of Euclid for additional funds in the amount not-to-exceed \$663,367.35; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; authorizing the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$7.50 License Tax Funds in said amount to fund said amendment; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an amendment to Contract No. CE1700054-01 with Union Industrial Contractors, Inc. for rehabilitation of Highland Road Bridge Nos. 156 nka 00.13, 157 nka 00.31, 158 nka 00.54 and 226 nka 00.64 over Euclid Creek in the City of Euclid for additional funds in the amount not-to-exceed \$663,367.35; and

WHEREAS, the primary purpose of this project is for improvement of Highland Road Bridge Nos. 156 nka 00.13, 157 nka 00.31, 158 nka 00.54 and 226 nka 00.64 over portions of Euclid Creek in the City of Euclid; located in Council District 11; and

WHEREAS, the original contract for this project was approved by County Council on 5/9/2017 pursuant to Council Resolution No. R2017-0081; and

WHEREAS, construction commenced on 6/5/2017 and is anticipated to be completed by 11/8/2019; and

WHEREAS, this amendment is funded 100% by Cuyahoga County using funds from the \$7.50 Vehicle License Tax Fund; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby authorizes an amendment to Contract No. CE1700054-01 with Union Industrial Contractors, Inc. for rehabilitation of Highland Road Bridge Nos. 156 nka 00.13, 157 nka 00.31, 158 nka 00.54 and 226 nka 00.64 over Euclid Creek in the City of Euclid for additional funds in the amount not-to-exceed \$663,367.35.

SECTION 2. That the County Executive is authorized to execute the amendment and all other documents consistent with this Resolution.

SECTION 3. That the County Council hereby authorizes the County Engineer, on behalf of the County Executive, to make an application for allocation from County Motor Vehicle \$7.50 License Tax Funds to fund said amendment.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 5. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by _____, seconded by _____, the foregoing Resolution was duly adopted.

Yeas:

Nays:

County Council President

Date

County Executive

Date

Clerk of Council

Date

First Reading/Referred to Committee: July 10, 2018

Committee(s) Assigned: Public Works, Procurement & Contracting

Journal _____
_____, 2018